

COMMITTEE AMENDMENT FORM

DATE: 06/15/11

COMMITTEE ZONING

PAGE NUM(S)

ORDINANCE I. D. #11-O-0537

SECTION (S)

RESOLUTION I. D. #11-R-

PARA.

AMENDS THE LEGISLATION BY ADDING ONE (1) CONDITION A SITE
PLAN RECEIVED BY THE OFFICE OF PLANNING MARCH 08, 2011.

City Council
Atlanta, Georgia

11-O-0537

AN AMENDED ORDINANCE
BY: ZONING COMMITTEE

Z-11-09/Z-05-04/Z-02-20
Date Filed: 3-8-11

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. That the Zoning Ordinance of the City of Atlanta be amended, and the maps established in connection therewith be changed so that the following property located **1119 MEMORIAL DRIVE, S.E.**, be changed from the C-1-C (Community Business-Conditional) District to the MRC3-C (Mixed Residential Commercial-Conditional) District, , to wit:

ALL THAT TRACT or parcel of land lying and Land Lots 12 and 13, 14th District, Fulton County, Georgia being more particularly described by the attached legal description and/or survey.

SECTION 2. If this amendment is approved under the provisions of Section 16-02.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Conditional Development", as identified by the use of the suffice "C" after the district designation in Section 1 above, the Director, Bureau of Buildings, shall issue a building permit for the development of the above-described property only in compliance with the attached conditions. Any conditions hereby approved (including any conditional site plan) do not authorize the violation of any district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That the maps referred to, now on file in the Office of the Municipal Clerk, be changed to conform with the terms of this ordinance.

SECTION 4. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

Conditions for Z-11-09 for 1119 Memorial Drive, S.E.

1. Site Plan similar to site plan titled 1119 Memorial Drive, dated March 7, 2011 and stamped received by the Office of Planning on March 8, 2011. Site plan is not intended to prohibit the application of district regulations.

City Council
Atlanta, Georgia

11-0-0537

AN ORDINANCE
BY: ZONING COMMITTEE

Z-11-09/Z-05-04/Z-02-20
Date Filed: 3-8-2011

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. That the Zoning Ordinance of the City of Atlanta be amended, and the maps established in connection therewith be changed so that the following property located at **1119 Memorial Drive, S.E.** be changed from C-1-C (Community Business-Conditional) to the MRC-3 (Mixed Residential Commercial), to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lots 12 and 13, 14th District, Fulton County, Georgia being more particularly described by the attached legal description and/or survey.

SECTION 2. If this amendment is approved under the provisions of Section 16-02.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Conditional Development", as identified by the use of the suffice "C" after the district designation in Section 1 above, the Director, Bureau of Buildings, shall issue a building permit for the development of the above-described property only in compliance with the attached conditions. Any conditions hereby approved (including any conditional site plan) do not authorize the violation of any district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That the maps referred to, now on file in the Office of the Municipal Clerk, be changed to conform with the terms of this ordinance.

SECTION 4. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

2-11-09

1119 Memorial Drive

Legal Description

All that tract or parcel of land lying and being in Land Lots 12 and 13, 14th District, City of Atlanta, Fulton County, Georgia and being more particularly described as follows:

BEGINNING at a right of way monument found at the point where the mitered southerly right of way of Memorial Drive (R/W Varies) intersects the westerly right of way of Howell Drive (38' R/W); THENCE South 51 degrees 39 minutes 02 seconds East for a distance of 24.17 feet along the mitered right of way to a right of way monument found; THENCE along a curve to the right having a radius of 878.38 feet and an arc length of 112.37 feet, being subtended by a chord of South 15 degrees 49 minutes 23 seconds East for a distance of 112.29 feet to a point on the westerly right of way of Howell Drive; THENCE South 12 degrees 28 minutes 02 seconds East for a distance of 291.15 feet to a point on the westerly right of way of Howell Drive; THENCE along a curve to the right having a radius of 844.52 feet and an arc length of 78.94 feet, being subtended by a chord of South 08 degrees 53 minutes 02 seconds East for a distance of 78.91 feet along the westerly right of way of Howell Drive to a 1/2" rebar set on the northerly right of way of Interstate Highway 20; THENCE along a curve to the right having a radius of 1649.73 feet and an arc length of 76.75 feet, being subtended by a chord of South 69 degrees 46 minutes 08 seconds West for a distance of 76.74 feet to a point on the northerly right of way of Interstate Highway 20; THENCE South 69 degrees 49 minutes 47 seconds West for a distance of 73.69 feet to a point on the northerly right of way of Interstate Highway 20; THENCE along a curve to the right having a radius of 696.48 feet and an arc length of 78.30 feet, being subtended by a chord of South 73 degrees 35 minutes 23 seconds West for a distance of 78.26 feet to a 1/2" rebar set on the northerly right of way of Interstate Highway 20; THENCE North 13 degrees 11 minutes 37 seconds West for a distance of 28.01 feet to a 1/2" rebar set on the northerly right of way of Interstate Highway 20; THENCE along a curve to the right having a radius of 2891.24 feet and an arc length of 200.94 feet, being subtended by a chord of South 80 degrees 22 minutes 23 seconds West for a distance of 200.90 feet to a point on the northerly right of way of Interstate Highway 20; THENCE South 80 degrees 36 minutes 23 seconds West for a distance of 62.32 feet to a 1/2" rebar set on the northerly right of way of Interstate Highway 20; THENCE North 08 degrees 05 minutes 37 seconds West for a distance of 20.92 feet to a 1/2" rebar set; THENCE North 82 degrees 19 minutes 17 seconds East for a distance of 300.00 feet to a 3/4" rebar found; THENCE North 08 degrees 11 minutes 56 seconds West for a distance of 500.40 feet to a 1" pipe found on the southerly right of way of Memorial Drive; THENCE North 81 degrees 38 minutes 51 seconds East for a distance of 136.02 feet along the southerly right of way of Memorial Drive to a right of way monument and the Point of Beginning.

Said property contains 2.23 acres, as shown by that certain ALTA/ACSM Survey prepared for Hartigan Ventures, LLC, Commonwealth Land Title Insurance Company, Rathunas On Memorial, LLC and Patriot Bank of Georgia, prepared by Columbia Engineering, bearing the seal and certification of Ben E. Butterworth, Georgia Registered Land Surveyor No. 2294, dated June 15, 2005, last revised November 1, 2006.

RCS# 967
4/18/11
3:03 PM

Atlanta City Council

REGULAR SESSION

MUTLIIPLE

11-O-0537, 11-O-0538, 11-O-0539, 11-O-0540
11-O-0541, 11-O-0542, 11-O-0543
REFER ZRB/ZONE

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 2

Y Smith	Y Archibong	Y Moore	Y Bond
B Hall	Y Wan	Y Martin	Y Watson
Y Young	Y Shook	B Bottoms	NV Willis
Y Winslow	Y Adrean	Y Sheperd	NV Mitchell

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